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Attorney for Plaintiff  
DON ROLLAND DONFRAY

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION**

DON ROLLAND DONFRAY,

Plaintiff,

v.

NATIONAL ACTION FINANCIAL  
SERVICES, INC., a Georgia corporation,

Defendants.

Case No. C06-05166-JW-RS

**STIPULATION OF DISMISSAL  
WITH PREJUDICE AND  
[PROPOSED] ORDER**

Fed. R. Civ. P. 41(a)(1)

Pursuant to Fed. R. Civ. P. 41(a)(1), Plaintiff, DON ROLLAND DONFRAY, and Defendant, NATIONAL ACTION FINANCIAL SERVICES, INC., stipulate, and the Court hereby orders, as follows:

1. The dispute between the parties has been settled, therefore, the claims asserted by Plaintiff, DON ROLLAND DONFRAY, against Defendant, NATIONAL ACTION FINANCIAL SERVICES, INC., in the above-captioned proceeding are hereby dismissed, with prejudice, pursuant to Fed. R. Civ. P. 41(a)(1).

2. The Entry of Judgment (Doc. 11) entered herein on October 13, 2006, has been satisfied in full.

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1 Dated: November 8, 2006

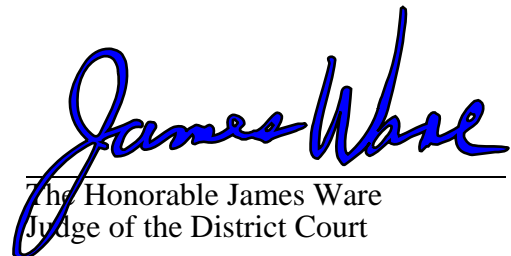
/s/ Fred W. Schwinn  
Fred W. Schwinn, Esq.  
Attorney for Plaintiff  
DON ROLLAND DONFRAY

4 Dated: November 8, 2006

/s/ Tomio B. Narita  
Tomio B. Narita  
Attorney for Defendant  
NATIONAL ACTION FINANCIAL  
SERVICES, INC.

8 THE FOREGOING STIPULATION  
9 IS APPROVED AND IS SO ORDERED.

10 Dated: 11/13/2006

  
The Honorable James Ware  
Judge of the District Court